



DISTRICT COURT OF MARYLAND FOR Montgomery County

LOCATED AT (COURT ADDRESS)

8552 Second Ave.
Silver Spring, MD 20910

CASE NO.

CV

PARTIES

Plaintiff

Carmen Sandberg
3744 Bell Pre Road, #5
Silver Spring, MD 20906

VS.

Defendant(s):

1. WMATA
Patricia Lee, General Counsel
600 5th Street, NW
Washington, DC 20001

Serve by:

☒ Certified
Mail
☒ Private
Process
☐ Constable
☐ Sheriff

2.

Serve by:

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Mail
☐ Private
Process
☐ Constable
☐ Sheriff

3.

Serve by:

☐ Certified
Mail
☐ Private
Process
☐ Constable
☐ Sheriff

4.

Serve by:

☐ Certified
Mail
☐ Private
Process
☐ Constable
☐ Sheriff

ATTORNEYS

For Plaintiff - Name, Address, Telephone Number & Code

Barry L. Leibowitz, #8271
Joel Atlas Skirble & Associates
2730 University Blvd. West Suite 616
Wheaton, MD 20902COMPLAINT/APPLICATION AND AFFIDAVIT
IN SUPPORT OF JUDGMENT☐ \$5,000 or under ☐ over \$5,000 ☒ over \$10,000Clerk: Please docket this case in an action of ☐ contract ☒ tort
☐ replevin ☐ detinue ☐ bad faith insurance claim

The particulars of this case are:

On or about November 28, 2016 Plaintiff exited a Metro Rail train at the Friendship Heights Metro Station, owned and maintained by WMATA. Plaintiff was intending to head to her bus when she tripped and fell on exposed brick.

WMATA had actual or constructive knowledge of the defect in the sidewalk and was negligent in not repairing the area or marking it off.

Due to the negligence of WMATA, Plaintiff was injured and seeks compensation for her injuries, past and future medical expenses, pain and suffering and loss of income.

(See Continuation Sheet)

The plaintiff claims \$30,000.00, plus interest of \$_____, interest at the ☐ legal rate ☐ contractual rate calculated at _____%, from _____ to _____ (____ days x \$_____ per day) and attorney's fees of \$_____ plus court costs.☐ Return of the property and damages of \$_____ for its detention in an action of replevin.
☐ Return of the property, or its value, plus damages of \$_____ for its detention in action of detinue.☐ Other: _____ and demands judgment for relief.

Signature of Plaintiff/Attorney/Attorney Code

CPF ID No. 72060810069

Printed Name: Barry L. Leibowitz

Address: 2730 University Blvd. West, Ste 616, Wheaton, MD 20902

Telephone Number: 301-942-8378

Fax: 301-942-0539

E-mail: bleibowitz@jas-lb.com

MILITARY SERVICE AFFIDAVIT

☐ Defendant(s) _____ is/are in the military service.
☒ No defendant is in the military service. The facts supporting this statement are: Defendant is not a person.

Specific facts must be given for the Court to conclude that each Defendant who is a natural person is not in the military.

☐ I am unable to determine whether or not any defendant is in military service.

I hereby declare or affirm under the penalties of perjury that the facts and matters set forth in the foregoing Affidavit are true and correct to the best of my knowledge, information, and belief.

Date 11/19/19

Signature of Affiant

APPLICATION AND AFFIDAVIT IN SUPPORT OF JUDGMENT (See Plaintiff Notice on Back Page)

Attached hereto are the indicated documents which contain sufficient detail as to liability and damage to apprise the defendant clearly of the claim against the defendant, including the amount of any interest claimed.

☐ Properly authenticated copy of any note, security agreement upon which claim is based ☐ Itemized statement of account ☐ Interest worksheet
☐ Vouchers ☐ Check ☐ Other written document ☐ Verified itemized repair bill or estimate

I HEREBY CERTIFY: That I am the plaintiff of the plaintiff herein and am competent to testify to the matters stated in this Complaint, which are made on my personal knowledge; that there is justly due and owing by the defendant to the plaintiff the sum set forth in the Complaint.

I solemnly affirm under the penalties of perjury and upon personal knowledge that the contents of the above Complaint are true and I am competent to testify to these matters.

Date

Signature of Affiant